

338  
BILL NO. G-88-04-15

GENERAL ORDINANCE NO. G- 11-88

AN ORDINANCE amending the Thoroughfare  
Plan of the City Comprehensive ("Master")  
Plan by vacating an alley thereof.

WHEREAS, a petition to vacate a public alley within the  
City of Fort Wayne (as more specifically described below)  
was duly filed with the City Planning Commission; and

WHEREAS, said Commission duly held a public hearing  
thereon; and

WHEREAS, said Commission has duly forwarded its  
recommendation to this body approving said petition, all in  
accordance with I.C. 36-7-4-512(2) and this body having held  
a public hearing on said vacation as provided in I.C. 36-7-  
4-12; and

WHEREAS, this body concurs in the recommendation of the  
City Planning Commission.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF  
THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the petition filed herein to vacate a  
public alley within the City of Fort Wayne, more  
specifically described as follows, to-wit:

Portion of 14 foot East-West alley: A portion of  
West Part of Hanna's Addition to the City of Fort  
Wayne, Allen County, said portion a 14 foot East-  
West alley located between the South line of Lots  
Number 411, 412 and 413 and the North line of Lots  
Number 392, 393 and 394 a distance of 180 feet,  
and as recorded in Plat "O", page number 17 in the  
Office of the Recorder of Allen County.

Portion of 10 foot North-South alley: A portion of the  
West Part of Hanna's Addition to the City of Fort  
Wayne, Allen County, said portion a part of the North-  
South alley between Lot No. 413 and Lot No. 414, and  
according to the Plat recorded in Book O, page No. 17  
in the Office of the Recorder of Allen County, and more  
particularly described as follows:

Point of Beginning: Commencing at the Northeast corner  
of Lot No. 413, measure 19 feet south along the  
easterly line No. 413 to the Point of Beginning.



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From the Point of Beginning, measure 131 feet South along the easterly line of Lot No. 413 to the southeast corner of Lot No. 413; thence 14 feet South to the northeast corner of Lot No. 392; thence east a distance of 10 feet to the northwest corner of Lot No. 391; thence North a distance of 14 feet to the southwest corner of Lot No. 414; thence North 131 feet along the West line of Lot No. 414 to a point; thence West a distance of 10 feet to the Point of Beginning.

and which vacating amends the Thoroughfare Plan of the City Comprehensive ("Master") Plan and is hereby approved in all respects.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage, any and all necessary approval by the Mayor.

Janet G. Bradbury  
COUNCILMEMBER

APPROVED AS TO FORM AND LEGALITY:

J. Timothy McCaulay  
J. TIMOTHY MCCAULAY, CITY ATTORNEY

\*\* Public hearing to be held on \_\_\_\_\_,  
the \_\_\_\_\_ day of \_\_\_\_\_, 1988,  
in the Council Chambers.

\_\_\_\_\_  
Sandra E. Kennedy, City Clerk

FOX RIVER BOND  
35% COTTON



Read the first time in full and on motion by Bradbury, seconded by Stier, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ o'clock 11, M., E.S.T.

DATE: 4-12-88

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by GiaQuinta, seconded by Redd, and duly adopted, placed on its passage. ~~PASSED~~ LOST by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT</u>
<u>TOTAL VOTES</u>	<u>7</u>	_____	_____	_____	<u>2</u>
<u>BRADBURY</u>	_____	_____	_____	_____	<u>✓</u>
<u>BURNS</u>	<u>✓</u>	_____	_____	_____	_____
<u>GiaQUINTA</u>	<u>✓</u>	_____	_____	_____	_____
<u>HENRY</u>	<u>✓</u>	_____	_____	_____	_____
<u>LONG</u>	<u>✓</u>	_____	_____	_____	_____
<u>REDD</u>	<u>✓</u>	_____	_____	_____	_____
<u>SCHMIDT</u>	<u>✓</u>	_____	_____	_____	_____
<u>STIER</u>	_____	_____	_____	_____	<u>✓</u>
<u>TALARICO</u>	<u>✓</u>	_____	_____	_____	_____

DATE: 6-14-88

Madelyn Estep  
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) \_\_\_\_\_ (APPROPRIATION) General (GENERAL) (SPECIAL) \_\_\_\_\_ (ZONING MAP) \_\_\_\_\_ ORDINANCE RESOLUTION NO. 9-11-88 on the 14th day of June, 1988,

ATTEST:

SEAL

Madelyn Estep  
SANDRA E. KENNEDY, CITY CLERK

Thomas C. Henry  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day of June, 1988, at the hour of 11:30 o'clock A.M., E.S.T.

Madelyn Estep  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 16th day of June, 1988, at the hour of 8:30 o'clock P.M., E.S.T.

9-11626  
PAUL HELMKE, MAYOR



PETITION TO VACATE TWO ALLEYS ADJACENT TO THE EMBASSY THEATRE

TO: THE CITY PLAN COMMISSION  
CITY OF FORT WAYNE, INDIANA

The undersigned petitioners do respectfully petition the City of Fort Wayne Plan Commission to vacate the following portions of two alleys within the City of Fort Wayne, and hereby described as follows:

Description, Portion of 14 foot East-West alley: A portion of West Part of Hanna's Addition to the City of Fort Wayne, Allen County, said portion a 14 foot East-West alley located between the South Line of Lots Number 411, 412, and 413, and the North Line of Lots Number 392, 393, and 394, a distance of 180 feet, and as recorded in Plat "0", page number 17 in the Office of the Recorder of Allen County.

Description, Portion of 10 foot North-South alley: A portion of the West Part of Hanna's Addition to the City of Fort Wayne, Allen County, said portion a part of the North-South alley between Lot No. 413 and Lot No. 414, and according to the Plat recorded in Book 0, page No. 17 in the Office of the Recorder of Allen County, and more particularly described as follows:

Point of Beginning: Commencing at the Northeast corner of Lot No. 413, measure 19 feet south along the easterly line No. 413 to the Point of Beginning.

From the Point of Beginning, measure 131 feet South along the easterly line of Lot No. 413 to the southeast corner of Lot No. 413; thence 14 feet South to the northeast corner of Lot No. 392; thence east a distance of 10 feet to the northwest corner of Lot No. 391; thence North a distance of 14 feet to the southwest corner of Lot No. 414; thence North 131 feet along the West Line of Lot No. 414 to a point; thence west a distance of 10 feet to the Point of Beginning.

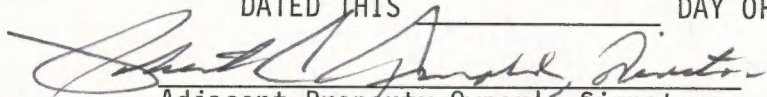
In support thereof, your petitioners would represent as follows:

1. That the two alleys are adjacent to, and are principally utilized by the Embassy Theatre and its patrons, lessees, and for access of theatre service vehicles.
2. That access to the alleys will be maintained, since such access is required for emergency evacuation of the theatre (fire escapes and emergency exits open to the two alleys).
3. That a portion of the North-South alley adjacent to the stair tower for Grand Wayne Center will be utilized for space for construction of new restrooms for handicapped persons.

Your petitioners file this petition pursuant to the authority granted in Indiana Code, Section 36-7-4-512 in order to complete the vacation as above described.

WHEREFORE, your petitioners pray that the above described alleys be vacated according to the provisions of the Indiana Law pertaining thereto.

DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 19\_\_\_\_

  
Adjacent Property Owner's Signature  
*Land & Reservation Dept*  
705 C. State  
Adjacent Property Owner's Address

*Embassy Theatre Foundation*  
Petitioners's Signature  
1107 S. Harrison  
Petitioner's Address

Page 2, PETITION TO VACATE TWO ALLEYS ADJACENT TO THE EMBASSY THEATRE

\_\_\_\_\_  
Adjacent Property Owner's Signature

Gail A. Milne, General Manager  
Agent's Name

\_\_\_\_\_  
Adjacent Property Owner's Address

1107 S. Harrison  
Agent's Address



RESOLUTION 77-269-14

WHEREAS, FORT WAYNE PARKS AND RECREATION DEPARTMENT, FORT WAYNE REDEVELOPMENT COMMISSION AND THE EMBASSY THEATRE FOUNDATION have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following alleys situated in Fort Wayne, Allen County, to-wit:

Portion of 14 foot East-West alley: A portion of West Part of Hanna's Addition to the City of Fort Wayne, Allen County, said portion a 14 foot East-West alley located between the South line of Lots Number 411, 412 and 413 and the North line of Lots Number 392, 393 and 394 a distance of 180 feet, and as recorded in Plat "O", page number 17 in the Office of the Recorder of Allen County.

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all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of dedicated alleys has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said dedicated alleys hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said alleys hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of public alleys or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)

) SS:

COUNTY OF ALLEN )

I, Angela L. Dierbeumer, Director of the



Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held Wednesday May 4, 1988 and as same appears of record in the official records of the Board of Public Works.

DATED THIS 4<sup>th</sup> DAY OF May 1988  
FORT WAYNE BOARD OF PUBLIC WORKS

Angela S. Derheimer  
Angela S. Derheimer  
Director of Public Works

Robert E. Love  
Robert E. Love  
Director of Public Safety

C. David Silletto  
C. David Silletto  
Director of Administration & Finance



## RESOLUTION

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all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on April 18, 1988 at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said dedicated alleys.

WHEREAS, said vacation of dedicated alleys has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated alleys hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated alleys hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said dedicated alleys or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.



STATE OF INDIANA )  
 ) SS:  
COUNTY OF ALLEN )

DATED THIS 25 DAY OF April 1988

Robert Hutner  
Secretary



#338  
ORIGINAL

ORIGINAL

DIGEST SHEET

Alley Vacation Ordinance

G-88-04-15

TITLE OF ORDINANCE

DEPARTMENT REQUESTING ORDINANCE

Land Use Management - CD&P

SYNOPSIS OF ORDINANCE

East/West alley East of Harrison Street and South of

Jefferson Blvd.; North/South alley south of Jefferson Bl and between Harrison and Calhoun

EFFECT OF PASSAGE

Property is presently dedicated public right-of-way.

Property will be closed and revert to the adjacent property owners.

EFFECT OF NON-PASSAGE

Property will remain dedicated public right-of-way.

MONEY INVOLVED (Direct Costs, Expenditures, Savings)

(ASSIGN TO COMMITTEE (J.N.))



**FACT SHEET**

G-88-04-15

BILL NUMBER

**Division of Community  
Development & Planning****BRIEF TITLE****APPROVAL DEADLINE****REASON**

Alley Vacation Ordinance

**DETAILS****Specific Location and/or Address**

E/W alley East of Harrison & South of  
Jefferson; N/S alley South of Jefferson  
between Calhoun and Harrison

**Reason for Project**

New construction - addition to Embassy  
Theatre.

**Discussion (Including relationship to other Council actions)**18 April 1988 - Public Hearing

Gail Milne , General Manager of the  
Embassy Theatre, appeared before the  
Commission. Mr. Milner stated that the  
Foundation is attempting to vacate the  
alleys because they want to install rest-  
rooms for the handicapped behind the stair-  
well to the Grand Wayne Center and they  
would extend into the alley.

Angie Derheimer questioned if the conser-  
vatory would extend the parking halfway  
into the vacated alley.

Ms. Milner stated that this has nothing to  
do with any plans for additional parking.

There was no one else present who wished  
to speak in favor of or in opposition to  
the proposed vacation.

25 April 1988 - Business Meeting

Motion was made and seconded to return  
the ordinance to the Common Council with a  
DO PASS recommendation subject to the  
petitioner providing utility easements as

**POSITIONS****RECOMMENDATIONS****Sponsor**

City Plan Commission

**Area Affected**

City Wide

Other Areas

**Applicants/  
Proponents****Applicant(s)**

Embassy Theatre Foundation

City Department

Other

**Opponents****Groups or Individuals**

Basis of Opposition

**Staff  
Recommendation**☒ For ☐ Against

Reason Against

**Board or  
Commission  
Recommendation****By**☒ For ☐ Against  
☐ No Action Taken☐ For with revisions to conditions  
(See Details column for conditions)**CITY COUNCIL  
ACTIONS  
(For Council  
use only)**☐ Pass ☐ Other  
☐ Pass (as amended) ☐ Hold  
☐ Council Sub. ☐ Do not pass



**DETAILS**

needed, motion carried.

Of the six (6) members present 5 voted in favor of the motion one (1) did not vote.

**POLICY/ PROGRAM IMPACT**

**Policy or  
Program  
Change**

☐

No

☐

Yes

**Operational  
Impact  
Assessment**

(This space for further discussion)

**Project Start**

**Date** 17 March 1988

**Projected Completion or Occupancy**

**Date** 26 April 1988

**Fact Sheet Prepared by**  
Patricia Biancaniello

**Date** 26 April 1988

**Reviewed by**

**Date**

*Ray Baiter*

*5/16/88*

**Reference or Case Number**



BILL NO. G-88-04-15

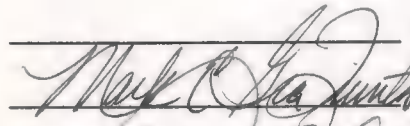

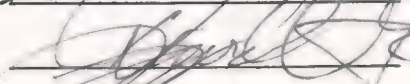
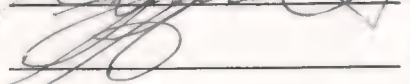
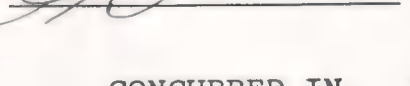
REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS  
REFERRED AN (ORDINANCE) (~~RESOLUTION~~) amending the  
Thoroughfare Plan of the City Comprehensive ("Master") Plan  
by vacating an alley thereof

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION  
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID  
(ORDINANCE) (~~RESOLUTION~~)

YES

NO

	JANET G. BRADBURY	_____
	CHAIRPERSON	_____
	MARK E. GIAQUINTA	_____
	VICE CHAIRMAN	_____
	CHARLES B. REDD	_____
	DAVID C. LONG	_____
	PAUL M. BURNS	_____

CONCURRED IN 6-14-88

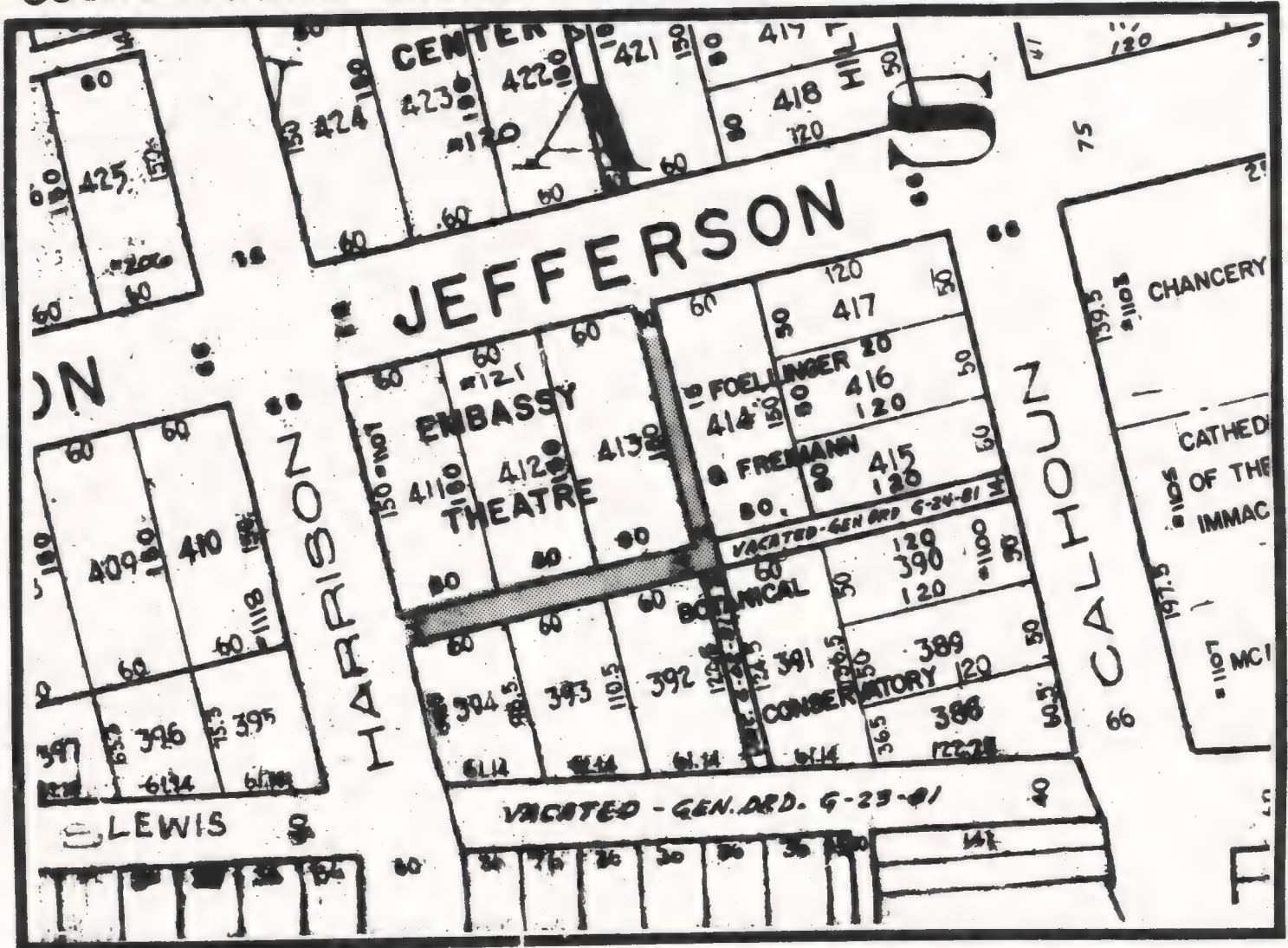
\_\_\_\_\_  
Sandra E. Kennedy  
City Clerk



**VACATION PETITION 338**  
**A PETITION TO VACATE THE DESCRIBED PUBLIC ALLEY**

MAP NO. M-6

COUNCILMANIC DISTRICT NO. 1



**ZONING:**

**LAND USE:**

**SCALE:** 1"=100'

**DATE:** 3-29-88







## THE CITY OF FORT WAYNE

May 24, 1988

Ms. Cynthia Wilkins  
Fort Wayne Newspapers, Inc.  
600 West Main Street  
Fort Wayne, IN 46802

Dear Ms. Wilkins:

Please give the attached full coverage on the date of May 27, 1988, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council  
of Fort Wayne, IN

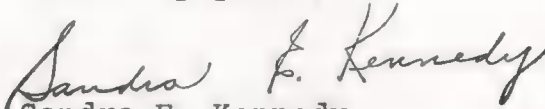
Bill No. G-88-04-12  
Alley Vacation Ordinance

Bill No. G-88-04-15  
Alley Vacation Ordinance

Please send us 4 copies of the Publisher's Affidavit from both newspapers.

Thank you.

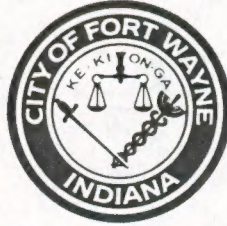
Sincerely yours,

  
Sandra E. Kennedy  
City Clerk

SEK/ne  
ENCL: 2



All America City



Most Livable City

## THE CITY OF FORT WAYNE

May 24, 1988

Gail Milne  
1107 So. Harrison  
Fort Wayne, IN 46802

### NOTICE OF PUBLIC HEARING ON BILL NO. G-88-04-15

You are hereby notified that the Common Council of Fort Wayne will conduct a public hearing on Tuesday, June 14, 1988, at 7:00 P.M. (EST) in the Common Council Conference Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, on the following:

E/W alley East of Harrison & South of Jefferson;  
N/S alley South of Jefferson between Calhoun and  
Harrison - New Construction - addition to Embassy  
Theatre.

All interested persons are invited to appear and be heard. Any written material may be submitted to the Common Council; prior to the hearing.

Fort Wayne Common Council

Sandra E. Kennedy  
City Clerk



NOTICE OF PUBLIC HEARING  
FORT WAYNE COMMON COUNCIL  
(BILL NO. G-88-04-15)

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N/S alley South of Jefferson between Calhoun and  
Harrison - New Construction - addition to Embassy  
Theatre. Property is presently dedicated public  
right-of-way. Property will be closed and revert to  
the adjacent property owners.

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Wayne, Allen County, said portion a 14 foot East-  
West alley located between the South line of Lots  
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All interested parties are invited to appear and be heard.

Fort Wayne Common Council

Sandra E. Kennedy  
City Clerk



Fort Wayne Common Council

(Governmental Unit)

To: The Journal-Gazette Dr.

P.O. Box 100

Fort Wayne, IN

Allen County, Indiana

## PUBLISHER'S CLAIM

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)  
-- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

3

42

3

48

## COMPUTATION OF CHARGES

48 lines, 1 columns wide equals 48 equivalent lines  
at .330 cents per line

\$ 15.84

Additional charge for notices containing rule or tabular work  
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

\$ 15.84

## DATA FOR COMPUTING COST

Width of single column 12.5 ems

Number of insertions 1

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: May 27, 1988

Title: Clerk

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FORT WAYNE COMMON COUNCIL  
(BILL NO. G-88-04-15)

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Portion of 10 foot North-South alley: A portion of the West Part of Hanna's Addition to the City of Fort Wayne, Allen County, said portion a part of the North-South alley between Lot No. 413 and Lot No. 414, and according to the Plat recorded in Book O, page 17 in the Office of the Recorder of Allen County, and more particularly described as follows:

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From the Point of Beginning, measure 131 feet South along the easterly line of Lot No. 413 to the southeast corner of Lot No. 413, thence 14 feet South to the northeast corner of Lot No. 392; thence east a distance of 10 feet to the northwest corner of Lot No. 391; thence North a distance of 14 feet to the southwest corner of Lot No. 414; thence North 131 feet along the West line of Lot No. 414 to a point; thence West a distance of 10 feet to the Point of Beginning.

All interested parties are invited to appear and be heard.

Fort Wayne Common Council  
Sandra E. Kennedy  
City Clerk

## PUBLISHER'S AFFIDAVIT

State of Indiana )

) ss:

Allen County )

Personally appeared before me, a notary public in and for said county and state, the undersigned Trudy Sterling who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for one time, the dates of publication being as follows:

5/27/88

Subscribed and sworn to before me this 27th day of May, 19 88.

Shelley R. LaRue

Notary Public

My commission expires: March 3, 1990



~~Ft. Wayne Common Council~~  
(Governmental Unit)

To:

The News-Sentinel

Dr.

P.O. Box 100

Fort Wayne, IN

Allen County, Indiana

## PUBLISHER'S CLAIM

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)  
-- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

3

42

3

48

## COMPUTATION OF CHARGES

48 lines, 1 columns wide equals 48 equivalent lines  
at .330 cents per line

\$ 15.84

Additional charge for notices containing rule or tabular work  
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

\$ 15.84

## DATA FOR COMPUTING COST

Width of single column 12.5 emsNumber of insertions 1Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: May 27, 19 88Title: Clerk

## PUBLISHER'S AFFIDAVIT

State of Indiana )

) ss:

Allen County )

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5/27/88Subscribed and sworn to before me this 27th day of May, 19 88.

Shelley R. LaRue  
Notary Public

My commission expires:

March 3, 1990NOTICE OF PUBLIC HEARING  
FORT WAYNE COMMON COUNCIL  
(BILL NO. G-88-04-15)

Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, June 14, 1988, at 7:00 P.M. EST in Room 126, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:

E/W alley East of Harrison and South of Jefferson; N/S alley South of Jefferson between Calhoun and Harrison - New Construction - addition to Embassy Theatre. Property is presently dedicated to public right-of-way. Property will be closed and revert to the adjacent property owners.

Portion of 14 foot East-West alley: A portion of West Part of Hanna's Addition to the City of Fort Wayne, Allen County, said portion a 14 foot East-West alley located between the South line of Lots Number 411, 412, and 413 and the North line of Lots Number 392, 393 and 394 a distance of 180 feet, and as recorded in Plat "O", page number 17' in the Office of the Recorder of Allen County.

Portion of 10 foot North-South alley: A portion of the West Part of Hanna's Addition to the City of Fort Wayne, Allen County, said portion a part of the North-South alley between Lot No. 413 and Lot No. 414, and according to the Plat recorded in Book O, page 17 in the Office of the Recorder of Allen County, and more particularly described as follows:

Point of Beginning: Commencing at the Northeast corner of Lot No. 413, measure 19 feet south along the easterly line No. 413 to the Point of Beginning.

From the Point of Beginning, measure 131 feet South along the easterly line of Lot No. 413 to the southeast corner of Lot No. 413, thence 14 feet South to the northeast corner of Lot No. 392; thence east a distance of 10 feet to the northwest corner of Lot No. 391; thence North a distance of 14 feet to the southwest corner of Lot No. 414; thence North 131 feet along the West line of Lot No. 414 to a point; thence West a distance of 10 feet to the Point of Beginning.

All interested parties are invited to appear and be heard.

Fort Wayne Common Council  
Sandra E. Kennedy  
City Clerk